

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF WASHINGTON
(HONORABLE LONNY R. SUKO)

3 UNITED STATES OF AMERICA,)

4 Plaintiff,)

5 vs.)

6 KEVIN M. ELLISON,)

7 Defendant.)
8

CR-12-072-LRS

Order

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

NOV 15 2012

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

9 The Court has before it Joint Motion to Continue to Continue the
10 Trial Date (ECF No.) and Oral Motion for Release. The Court having
11 reviewed the pleadings shall grant the motion.

12 Accordingly, NOW THEREFORE IT IS HEREBY ORDERED, that
13 the Joint Motion to Continue the Trial Date (ECF No.) is hereby
14 GRANTED. Further, Mr. Ellison shall be released effective immediately
15 and shall comply with all conditions as set forth by this Court.
16

17 While on pretrial release, the Mr. Ellison shall abide by the
18 following conditions and requirements:
19

- 20
- 21 1. Defendant shall reside with his parents during the first year of
22 pretrial release. Upon completion of the first year of pretrial
23 release, Mr. Ellison would have the opportunity to revisit the issue
24

Order

1 upon motion to this Court filed and noted for hearing prior to any
2 change of residency occurring. Pending Court approval the
3 Defendant shall at all times continue to reside with his parents.

4
5 2. Defendant shall pay restitution in the amount of \$101,047.85
6 (\$100,027.85 owed to Fireman's Fund and \$1020.00 owed to Chris
7 Tucker). The restitution shall be paid on the 15th of each month.
8 Payments towards restitution shall begin on March 15, 2013. The
9 payments made by Mr. Ellison will be determined by his
10 supervising probation officer depending on his ability to pay. The
11 amount paid each month shall not be less than \$400.00 unless
12 modified by this Court. Any and all interest on the restitution
13 shall be waived. Mr. Ellison will be contacted by a representative
14 from the United States Attorney's Office who will direct him where
15 his payments need to be sent.

16 3. Defendant shall participate in mental health counseling. He shall
17 comply with the directives of his discharge summary from Eastern
18 Hospital and comply with the recommendations of mental health
19 providers in California. Defendant shall allow full reciprocal
20 disclosure between the supervised officer and treatment provider.

21 4. Defendant shall take medication as prescribed by his mental health
22 doctors.

23 5. Defendant shall undergo a substance abuse evaluation and, if
24

1 indicated by a licenced/certified treatment provider, enter into and
2 successfully complete an approved substance abuse treatment
3 program. Defendant shall allow full reciprocal disclosure between
4 the supervised officer and treatment provider.

5 6. Defendant shall not purchase, possess, use, distribute or
6 administer any controlled substance or any paraphernalia related
7 to any controlled substance, except as provided by a physician
8

9 7. Defendant shall not frequent places where controlled substances
10 are illegally sold, used, distributed or administered.

11 8. Defendant shall submit to urinalysis testing, as directed by the
12 supervising officer, but no more than six tests per month, in order
13 to confirm abstinence from these substances.
14

15 9. Defendant shall report to his probation officer in a manner and
16 frequency directed by the Court of probation officer.

17 10. Defendant shall notify the probation officer within seventy-two
18 hours of being arrested or questioned by a law enforcement officer.
19


20 11. Defendant shall maintain contact with his attorney at least once a
21 month.
22

23 12. Defendant shall not possess any firearms or ammunition.
24

1 13. Defendant shall not leave the Central District of California without
2 prior approval from his probation officer.


3
4 14. Defendant shall not violate, be charged with, or be convicted of any
5 criminal violations under federal, state, or local law on or before
6 November 15, 2015.

7
8 Dated this 15th day of November, 2012.

9
10 
11 Lonny R. Suko
12 United States District Judge

13 I understand the terms of the forgoing order and agree to abide by the terms thereof
14 in all respects.

15 Dated this 15th day of November, 2012.

16 
17 Kevin M. Ellison